MG

J. Michael Riordan (JMR-5116)
BRESSLER, AMERY & ROSS
A Professional Corporation
17 State Street
New York, New York 10004
(212) 425-9300
Attorneys for Defendant
Morgan Stanley DW, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PATRIC KILKENNY, Plaintiff, v. GREENBERG TRAURIG, LLP AND MORGAN STANLEY, INC., YVONNE TRIMARCHI and KAREN MORITA, Defendants.	05 CV 6578 (NRB) **NOTICE OF MOTION TO ADMIT COUNSEL PRO HAC VICE**

Kilkenny v. Greenberg Traurig, LLP et al Doc. 24

TO: Patric Kilkenny, pro se
60 Cox Avenue
Armonk, New York 10504

SIR:

PLEASE TAKE NOTICE that upon the annexed affidavit of J. Michael Riordan, Esq., and movant, Douglas B. Lipsky, Esq., in support of this motion and the Certificate of Good Standing annexed thereto, we will move this Court before the Honorable Naomi R. Buchwald at the United States Courthouse for the Southern District of New York, pursuant to Rule 1.3(c) of the Local Rules of the United States District Courts for the Southern District of New York for an Order allowing the admission of movant

Douglas B Lipsky, an associate with Bressler, Amery & Ross, P.C. and a member in good standing of the Bar of the State of New Jersey, as attorney pro hac vice to argue or try this case in whole or in part as counsel. There are no pending disciplinary proceedings against him in any State or Federal court.

BRESSLER, AMERY & ROSS
A Professional Corporation
Attorneys for Defendant,
Morgan Stanley DW, Inc.

By: ______________________
J. Michael Riordan (JMR-5116)

Date: November 14, 2005

J. Michael Riordan (JMR-5116)
BRESSLER, AMERY & ROSS
A Professional Corporation
17 State Street
New York, New York 10004
(212) 425-9300
Attorneys for Defendant
Morgan Stanley DW, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PATRIC KILKENNY, Plaintiff, v. GREENBERG TRAURIG, LLP AND MORGAN STANLEY, INC., YVONNE TRIMARCHI and KAREN MORITA, Defendants.	05 CV 6578 (NRB) **AFFIDAVIT OF J. MICHAEL RIORDAN, ESQ. IN SUPPORT OF PRO HAC VICE ADMISSION**

STATE OF NEW JERSEY)
) ss.:
COUNTY OF MORRIS)

J. MICHAEL RIORDAN, being duly sworn, deposes and says:

1. I am an attorney at law of the State of New York and a member in good standing of the bar of the United States District Court for the Southern District of New York. I am a shareholder of the firm of Bressler, Amery & Ross, P.C., counsel to Defendant Morgan Stanley DW, Inc. ("Morgan Stanley"), in the above-captioned matter. I submit this affidavit in support of Morgan Stanley's application to permit Douglas Lipsky to appear in this matter on behalf of Morgan Stanley and to undertake any representation necessary in connection with this matter.

2. Douglas Lipsky is a member in good standing of the Bar of the State of New Jersey. On the basis of the annexed affidavit, I believe that his admission pro hac vice is in the best interests of Morgan Stanley, and I respectfully request that the Court grant his admission pro hac vice.

J. Michael Riordan

J. Michael Riordan

Sworn to and subscribed
before me this 14th day of
November, 2005

Bonnie Sue L. Jordan
Notary Public

BONNIE SUE L. JORDAN
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 8/29/06

J. Michael Riordan (JMR-5116)
BRESSLER, AMERY & ROSS
A Professional Corporation
17 State Street
New York, New York 10004
(212) 425-9300
Attorneys for Defendant
Morgan Stanley DW, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PATRIC KILKENNY, Plaintiff, v. GREENBERG TRAURIG, LLP AND MORGAN STANLEY, INC., YVONNE TRIMARCHI and KAREN MORITA, Defendants.	05 CV 6578 (NRB) **AFFIDAVIT OF DOUGLAS B. LIPSKY, ESQ. IN SUPPORT OF MOTION TO ADMIT COUNSEL PRO HAC VICE**

STATE OF NEW JERSEY)
) ss.:
COUNTY OF MORRIS)

DOUGLAS LIPSKY, being duly sworn, deposes and says:

1. I am an associate with the law firm of Bressler, Amery & Ross, P.C.

2. I submit this Affidavit in support of my motion for admission to practice pro hac vice in the above-captioned matter.

3. As shown in the Certificate of Good Standing annexed hereto, I am a member in good standing of the Bar of the State of New Jersey.

4. There are no pending disciplinary proceedings against me in any State or Federal court.

5. Wherefore, your affiant respectfully submits that he be permitted to appear as counsel and advocate pro hac vice in this one case.

Douglas B. Lipsky (DL-9372)

Sworn to and subscribed
before me this 14th day of
November , 2005

Notary Public

BONNIE SUE L. JORDAN
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 8/29/06

Supreme Court of New Jersey

SEAL OF THE SUPREME COURT OF NEW JERSEY

Certificate of Good Standing

This is to certify that **DOUGLAS BRIAN LIPSKY** (No. **028292003**) was constituted and appointed an Attorney at Law of New Jersey on **January 16, 2004** and, as such, has been admitted to practice before the Supreme Court and all other courts of this State as an Attorney at Law, according to its laws, rules, and customs.

I further certify that as of this date, the above-named is an Attorney at Law in Good Standing. For the purpose of this Certificate, an attorney is in "Good Standing" if the Court's records reflect that the attorney: 1) is current with all assessments imposed as a part of the filing of the annual Attorney Registration Statement, including, but not limited to, all obligations to the New Jersey Lawyers' Fund for Client Protection; 2) is not suspended or disbarred from the practice of law; 3) has not resigned from the Bar of this State; and 4) has not been transferred to Disability Inactive status pursuant to Rule 1:20-12.

Please note that this Certificate does not constitute confirmation of an attorney's satisfaction of the administrative requirements of Rule 1:21-1(a) for eligibility to practice law in this State.

In testimony whereof, I have hereunto set my hand and affixed the Seal of the Supreme Court, at Trenton, this **24TH** day of **October** , 2005

Clerk of the Supreme Court

-453a-

J. Michael Riordan (JMR-5116)
BRESSLER, AMERY & ROSS
A Professional Corporation
17 State Street
New York, New York 10004
(212) 425-9300
Attorneys for Defendant
Morgan Stanley DW, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PATRIC KILKENNY, Plaintiff, v. GREENBERG TRAURIG, LLP AND MORGAN STANLEY, INC., YVONNE TRIMARCHI and KAREN MORITA, Defendants.	05 CV 6578 (NRB) **ORDER**

THIS MATTER, having been opened to Court upon the application of Bressler, Amery & Ross, P.C., attorneys for Defendant Morgan Stanley DW, Inc. ("Morgan Stanley") for an Order authorizing Douglas Lipsky, Esq. of the firm of Bressler, Amery & Ross, P.C. to be admitted pro hac vice for purposes of the above-captioned matter, and the Court having considered the papers submitted, and good cause having been shown;

IT IS on this day of , 2005,

ORDERED that Douglas B. Lipsky, Esq. of the firm of Bressler, Amery & Ross, P.C., be and hereby is admitted pro hac vice as attorney for Morgan Stanley in this action; and it is

FURTHER ORDERED that a copy of this Order be served upon pro se Plaintiff within ___ days of the date hereof.

____

BRESSLER, AMERY & ROSS (JMR 5116)
A Professional Corporation
17 State Street
New York, New York 10004
(212) 425-9300
Attorneys for Defendant
Morgan Stanley DW, Inc.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

PATRIC KILKENNY, Plaintiff, v. GREENBERG TRAURIG, LLP AND MORGAN STANLEY, INC., YVONNE TRIMARCHI and KAREN MORITA, Defendant.	05 CV 6578 (NRB) **CERTIFICATION OF SERVICE**

I, Lori Altadonna, certify as follows:

1. I am employed as a legal secretary with the firm of Bressler, Amery & Ross, P.C., attorneys for Defendant Morgan Stanley DW, Inc. in the above-captioned matter.

2. On November 15, 2005, I served Defendant's Notice of Motion, Affidavits of J. Michael Riordan and Douglas Lipsky, a Certificate of Good Standing of Douglas Lipsky and a proposed form of Order in support of Defendant's Motion to Admit Douglas Lipsky as pro hac vice upon the following via overnight mail delivery:

Patric Kilkenny, pro se
60 Cox Avenue
Armonk, NY 10504

Martin L. Kaminsky, Esq.
Pollack & Kaminsky
114 West 47th Street
New York, NY 10036

Attorneys for Defendants
Greenberg Traurig, LLP, Yvonne Trimarchi and Karen Morita

I certify that the foregoing statements made by me are true and correct. I am aware that if such statements are willfully false, I am subject to punishment.

Lori Altadonna

Dated: November 15, 2005